

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

FILED  
IN CLERKS OFFICE  
2004 OCT 13 P 4:36

U.S. DISTRICT COURT  
DISTRICT OF MASS.

REGAL FABRICS, INC.,  
*Plaintiff,*

v.

KOBA, INC., an Illinois corporation;  
IBR CORPORATION D/B/A  
HARBORTOWN DIVISION, an Illinois  
corporation; and  
SHOPKO STORES, INC., a Wisconsin  
corporation  
*Defendants.*

CIVIL ACTION NO. 04-10961-RWZ

**IBR Corp.'s Local Rule 16.1(D)(3) Certification**

The undersigned hereby certify that they have conferred with respect to the above matter (a) with a view to establishing a budget for the costs of conducting the full course – and various alternative courses – of the litigation; and (b) to consider the resolution of the litigation through the use of alternative dispute resolution programs such as those outlined in Local Rule 16.4.

Dated September 27, 2004

IBR, Corp.

By:

IBR, Corp.

By its attorneys,

Its: *President*

*Mark Schonfeld*  
Mark Schonfeld, BBO #446980  
Burns & Levinson LLP  
125 Summer Street  
Boston, Massachusetts 02110  
Tel: (617) 345-3000  
Fax: (617) 345-3299

J:\Docs\26634\00001\00871458.DOC

**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the above document was served upon the attorney of record for each other party by (hand) (mail) on OCT 13 2004  
*Mark Schonfeld*